

REMARKS

Claims 1 and 2 are pending in this application.

Claims 1 and 2 stand rejected.

Specification

The Office objected to the format of the abstract. Applicant has amended the abstract to correct the informalities identified by the Office. No new matter has been added. Acceptance of the amended abstract is requested.

The Office also objected to the disclosure and the claims because the word formatting allegedly contained errors such as missing spaces. With reference to the published application, U.S. Patent Application Publication No. 2007/0024269, Applicant cannot find any instances in either the claims or in the disclosure of the errors identified by the Office. Therefore, it appears that if any such errors did exist, the word processing capabilities utilized by the publications office of the Patent Office corrected any such errors, and Applicant respectfully requests withdrawal of the objection to the specification.

Non-statutory Double Patenting Rejection

On pages 3-5 of the Action, the Office rejected Claims 1 and 2 as being unpatentable over Claims 5-9 of U.S. Patent No. 7,218,092 on the grounds of non-statutory obviousness double patenting.

Applicant has concurrently submitted a Terminal Disclaimer with this paper. Reconsideration and withdrawal of the non-statutory obviousness double patenting rejection is respectfully requested.

CONCLUSION

This Amendment has been submitted responsive to the Office Action mailed July 7, 2008. Applicant believes that the present application is now in condition for allowance and such action is earnestly requested.

Should any additional fees be necessary in connection with the filing of this Response, or if a petition for extension of time is required for timely acceptance of the same, such a petition is made and the Office is authorized to charge such fees to **Deposit Account No. 04-1679**.

Respectfully submitted,



Patrick D. McPherson

Reg. No. 46,255

DUANE MORRIS LLP
505 9TH STREET, N.W., SUITE 1000
WASHINGTON, D.C. 20004-2166
PHONE: 202.776.7800
FAX: 202.776.7801

Dated: August 5, 2008